

# JOURNAL OF THE HOUSE.

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Wednesday, June 12, 2013.

Met at seven minutes after eleven o'clock A.M., with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Pledge of  
allegiance.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

### *Guests of the House.*

Amvet  
Boulevard  
Elementary  
School in  
North  
Attleborough.

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the House Chamber, students from the Amvet Boulevard Elementary School in North Attleborough. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Mrs. Poirier of North Attleborough.

### *Statement Concerning Representative Parisella of Beverly.*

Statement  
concerning  
Mr. Parisella  
of Beverly.

A statement of Mr. Rushing of Boston concerning Mr. Parisella of Beverly was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that one of our colleagues, Representative Parisella of Beverly, is unable to be present in the House Chamber for today's sitting due to his being on active military duty as a member of the Army Reserve. His missing of roll calls today is due entirely to the reason stated.

### *Resolutions.*

Cameron  
Dion.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Cameron Dion on receiving the Eagle Scout Award of the Boy Scouts of America; and

Korean  
Armistice  
Day.

Resolutions (filed by Mrs. Orrall of Lakeville) in commemoration of the sixtieth anniversary of Korean Armistice Day July 27, 2013;

Mr. Binienda of Worcester, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mrs. Poirier, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

### *Bi-Annual Report.*

Personal  
care  
attendants,—  
performance.

The bi-annual report of the Personal Care Attendant Quality Care Workforce Council (under Section 75 of Chapter 118E of the General Laws) submitting the Council's performance review and report, was placed on file.

*Petitions.*

Petitions severally were presented and referred as follows:

By Mr. Wong of Saugus, petition (accompanied by bill, House, No. 3511) of Donald H. Wong, Thomas M. McGee and Kathi-Anne Reinstein (by vote of the town) for legislation to amend the town meeting act and the town manager act of the town Saugus. To the committee on Election Laws. Saugus,—  
town  
meeting.

By Miss Gregoire of Marlborough, petition (accompanied by bill, House, No. 3509) of Danielle W. Gregoire and others (by vote of the town) for legislation to authorize the town of Northborough to use certain insurance proceeds; and Northborough,—  
insurance  
proceeds.

By Miss Gregoire of Marlborough, petition (accompanied by bill, House, No. 3510) of Danielle W. Gregoire and others (by vote of the town) for legislation to authorize the town of Northborough to use insurance proceeds to compensate fire and police personnel, injured in the line of duty, as a salary offset; Id.

Severally to the committee on Municipalities and Regional Government. By Mr. Wong of Saugus, petition (accompanied by bill, House, No. 3508) of Donald H. Wong, Thomas M. McGee and Kathi-Anne Reinstein (by vote of the town) relative to the term of office for the town manager in the town of Saugus. To the committee on Public Service. Saugus,—  
town  
manager.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Miss Gregoire of Marlborough, petition (subject to Joint Rule 12) of Danielle W. Gregoire and others (by vote of the town) that the town of Northborough be exempt the prevailing wage law, so called, for projects estimated to cost fifty thousand dollars or less. Northborough,—  
prevailing  
wage.

By Mr. Naughton of Clinton, petition (subject to Joint Rule 12) of Harold P. Naughton, Jr., relative to penalties for tampering with public water supplies. Public  
water,—  
tampering.

Severally, under Rule 24, to the committee on Rules.

*Papers from the Senate.*

A report of the committee on Education, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 221) of Sal N. DiDomenico, Michael F. Rush, Martin J. Walsh, Carlo Basile and other members of the General Court for legislation relative to special education evaluation and referral,— and recommending the same be referred to the committee on Public Health,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence. Special  
education,—  
evaluation.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 1790) of Joan B. Lovely and Bradford Hill (by vote of the town) for legislation to authorize the issuance of a certain license for the retail sale of wine to be consumed on the premises in the town of Topsfield. To the committee on Consumer Protection and Professional Licensure. Topsfield,—  
liquor  
license.

Petition (accompanied by bill, Senate, No. 1792) of Therese Murray and Randy Hunt (by vote of the town) for legislation to provide for a charter for the town of Sandwich; and Sandwich,—  
charter.

Arlington,—  
public  
art.

Petition (accompanied by bill, Senate, No. 1794) of Kenneth J. Donnelly, Sean Garballey and David M. Rogers (by vote of the town) for legislation to authorize the town of Arlington to establish a special account for the purchase, installation and maintenance of public works of art;

Severally to the committee Municipalities and Regional Government.

Heath,—  
Margo Ann  
Newton.

Petition (accompanied by bill, Senate, No. 1789) of Benjamin B. Downing and Paul W. Mark for legislation to authorize the town of Heath to continue the employment of Margo Ann Newton as police chief;

Millbury,—  
civil  
service.

Petition (accompanied by bill, Senate, No. 1791) of Michael O. Moore for legislation to exempt certain positions in the town of Millbury from the civil service law; and

Arlington,—  
Evens  
Maurice.

Petition (accompanied by bill, Senate, No. 1793) of Kenneth J. Donnelly, Sean Garballey and David M. Rogers (by vote of the town) for legislation to permit town resident, Evens Maurice, to apply and be considered for appointment to the position of police officer in the town of Arlington;

Severally to the committee on Public Service.

#### *Reports of Committees.*

Social  
workers,—  
loan  
repayment  
program.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 51) of James B. Eldridge, William N. Brownsberger, Michael J. Rodrigues, Sonia Chang-Diaz and other members of the General Court for legislation to establish a education loan repayment program for social workers in areas of need,— and recommending that the same be referred to the committee on Higher Education.

Disabled  
persons,—  
housing  
tax  
incentives.

By Mr. Kaufman of Lexington, for the committee on Revenue, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3364) of Jason M. Lewis and others for legislation to provide tax incentives to promote housing creation for persons with disabilities,— and recommending that the same be referred to the committee on Housing.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

Quincy,—  
MWRA  
easement.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill authorizing the Massachusetts Water Resources Authority to dispose of real property located in the city of Quincy and to grant an access easement upon real property of the Massachusetts Water Resources Authority located in the city of Quincy (House, No. 3469). Read; and referred, under Rule 33, to the committee on Ways and Means.

Information  
technology,—  
financing.

By Mr. Kocot of Northampton, for the committee on State Administration and Regulatory Oversight, on a message from His Excellency the Governor, a Bill financing information technology equipment and related projects (printed in House, No. 3330).

Capital  
spending,—  
IT  
maintenance.

By the same member, for the same committee, on a message from His Excellency the Governor, a Bill supplementing certain existing capital spending authorizations (printed in House, No. 3331).

Severally read; and referred, under Rule 17G, to the committee on Bonding, Capital Expenditures and State Assets.

By Mr. Honan of Boston, for the committee on Housing, on a petition, a Bill providing for the establishment and administration of rent regulations and the control of evictions in manufactured housing communities in the town of Acushnet (House, No. 3458) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Acushnet,—  
housing.

*Recesses.*

At nine minutes after eleven o'clock A.M., on motion of Mr. Peterson of Grafton (Mr. Donato of Medford being in the Chair), the House recessed until the hour of two o'clock P.M.; and at nine minutes after two o'clock, the House was called to order with Mr. Donato in the Chair.

Recesses.

The House thereupon took a further recess, on motion of Mr. Peterson, until three o'clock; and at nine minutes after three o'clock the House was called to order with Mr. Donato of Medford in the Chair.

*Valedictory Address.*

The Speaker being in the Chair,—

During the session, there being no objection, Ms. Forry of Boston addressed the House regarding her departure from service in the House of Representatives.

Valedictory  
address.

*Orders of the Day.*

Mr. Donato of Medford being in the Chair,—

Senate bills

Amending the charter of the city of Holyoke to limit the number of terms served by the president of the city council (Senate, No. 956); and

Second  
reading  
bills.

Designating the month of May as Blue Star Mothers Month (Senate, No. 1521); and

House bills

Establishing a district to operate a regional public safety communications and dispatch center for the towns of Franklin, Norfolk, Plainville and Wrentham (House, No. 2189);

Relative to the filing deadline for residential exemptions, personal exemptions, and tax deferrals (House, No. 2603); and

Amending the charter for the town of Randolph (House No. 3439);

Severally were read a second time; and they were ordered to a third reading.

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The House Bill relative to documents of title and secured transactions (House, No. 28) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Uniform  
Commercial  
Code.

After remarks on the question on passing the bill to be engrossed, Mr. Wagner of Chicopee moved to amend it in section 112, after line 1607, by inserting the following form:—



**UCC FINANCING STATEMENT**

FOLLOW INSTRUCTIONS

A. NAME & PHONE OF CONTACT AT FILER (optional)	
B. E-MAIL CONTACT AT FILER (optional)	
C. SEND ACKNOWLEDGMENT TO: (Name and Address)	┌
	└

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S NAME: Provide only one Debtor name (1a or 1b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name); if any part of the Individual Debtor's name will not fit in line 1b, leave all of item 1 blank, check here  and provide the Individual Debtor information in item 10 of the Financing Statement Addendum (Form UCC1Ad)

OR	1a. ORGANIZATION'S NAME			
	1b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S) / INITIAL(S)	
	1c. MAILING ADDRESS	CITY	STATE	POSTAL CODE
				SUFFIX
				COUNTRY

2. DEBTOR'S NAME: Provide only one Debtor name (2a or 2b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name); if any part of the Individual Debtor's name will not fit in line 2b, leave all of item 2 blank, check here  and provide the Individual Debtor information in item 10 of the Financing Statement Addendum (Form UCC1Ad)

2a. ORGANIZATION'S NAME			
OR			
2b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S) / INITIAL(S)	
2c. MAILING ADDRESS	CITY	STATE	POSTAL CODE
			COUNTRY

3. SECURED PARTY'S NAME (or NAME of ASSIGNEE of ASSIGNOR SECURED PARTY): Provide only one Secured Party name (3a or 3b)

3a. ORGANIZATION'S NAME			
OR			
3b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S) / INITIAL(S)	
3c. MAILING ADDRESS	CITY	STATE	POSTAL CODE
			COUNTRY

4. COLLATERAL: This financing statement covers the following collateral:

5. Check only if applicable and check only one box: Collateral is  held in a Trust (see UCC1Ad, item 17 and instructions)  being administered by a Decedent's Personal Representative

6a. Check only if applicable and check only one box:  
 Public-Finance Transaction  Manufactured-Home Transaction  A Debtor is a Transmitting Utility  Agricultural Lien  Non-UCC Filing

6b. Check only if applicable and check only one box:  
 Seller/Buyer  Consignee/Consignor  Lessee/Lessor  Bailee/Bailor  Licensee/Licenser

8. OPTIONAL FILER REFERENCE DATA:

**UCC FINANCING STATEMENT ADDENDUM**  
FOLLOW INSTRUCTIONS

9. NAME OF FIRST DEBTOR: Same as line 1a or 1b on Financing Statement; if line 1b was left blank because Individual Debtor name did not fit, check here

9a. ORGANIZATION'S NAME	
9b. INDIVIDUAL'S SURNAME	
FIRST PERSONAL NAME	
ADDITIONAL NAME(S) / INITIAL(S)	SUFFIX

OR

**THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY**

10. DEBTOR'S NAME: Provide (10a or 10b) only one additional Debtor name or Debtor name that did not fit in line 1b or 2b of the Financing Statement (Form UCC1) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name) and enter the mailing address in line 10c

10a. ORGANIZATION'S NAME				
10b. INDIVIDUAL'S SURNAME				
INDIVIDUAL'S FIRST PERSONAL NAME				
INDIVIDUAL'S ADDITIONAL NAME(S) / INITIAL(S)				
10c. MAILING ADDRESS				
CITY	STATE	POSTAL CODE	SUFFIX	COUNTRY

OR

11.  ADDITIONAL SECURED PARTY'S NAME or  ASSIGNOR SECURED PARTY'S NAME: Provide only one name (11a or 11b)

11a. ORGANIZATION'S NAME				
11b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S) / INITIAL(S)	SUFFIX	
11c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

OR

12. ADDITIONAL SPACE FOR ITEM 4 (Collateral):	
13. <input type="checkbox"/> This FINANCING STATEMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS (if applicable)	14. This FINANCING STATEMENT: <input type="checkbox"/> covers timber to be cut <input type="checkbox"/> covers as-extracted collateral <input type="checkbox"/> is filed as a fixture filing
15. Name and address of a RECORD OWNER of real estate described in item 16 (if Debtor does not have a record interest):	16. Description of real estate:
17. MISCELLANEOUS:	

and, after line 1612, by inserting the following form:—

**UCC FINANCING STATEMENT AMENDMENT**

**FOLLOW INSTRUCTIONS**

A. NAME & PHONE OF CONTACT AT FILER (optional)	
B. E-MAIL CONTACT AT FILER (optional)	
C. SEND ACKNOWLEDGMENT TO: (Name and Address)	┌
	└

**THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY**

- 1a. INITIAL FINANCING STATEMENT FILE NUMBER  This FINANCING STATEMENT AMENDMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS  
Filer: attach Amendment Addendum (Form UCC3Ad) and provide Debtor's name in item 13
2.  TERMINATION: Effectiveness of the Financing Statement identified above is terminated with respect to the security interest(s) of Secured Party authorizing this Termination Statement
3.  ASSIGNMENT (full or partial): Provide name of Assignee in item 7a or 7b, and address of Assignee in item 7c and name of Assignor in item 9  
For partial assignment, complete items 7 and 9 and also indicate affected collateral in item 8
4.  CONTINUATION: Effectiveness of the Financing Statement identified above with respect to the security interest(s) of Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law
5.  PARTY INFORMATION CHANGE:  
Check one of these two boxes: AND Check one of these three boxes to:  
This Change affects  Debtor or  CHANGE name and/or address: Complete  ADD name: Complete item  DELETE name: Give record name to be deleted in item 6a or 6b  
 Secured Party of record item 6a or 6b; and item 7a or 7b and item 7c 7a or 7b, and item 7c

6. CURRENT RECORD INFORMATION: Complete for Party Information Change - provide only one name (6a or 6b)

6a. ORGANIZATION'S NAME		
OR		
6b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S) / INITIAL(S)
		SUFFIX

7. CHANGED OR ADDED INFORMATION: Complete for Assignment or Party Information Change - provide only one name (7a or 7b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name)

7a. ORGANIZATION'S NAME		
OR		
7b. INDIVIDUAL'S SURNAME		
INDIVIDUAL'S FIRST PERSONAL NAME		
INDIVIDUAL'S ADDITIONAL NAME(S) / INITIAL(S)		
7c. MAILING ADDRESS	CITY	STATE
		POSTAL CODE
		COUNTRY

8.  COLLATERAL CHANGE: Also check one of these four boxes:  ADD collateral  DELETE collateral  RESTATE covered collateral  ASSIGN collateral  
Indicate collateral:

9. NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT: Provide only one name (9a or 9b) (name of Assignor, if this is an Assignment) If this is an Amendment authorized by a DEBTOR, check here  and provide name of authorizing Debtor

9a. ORGANIZATION'S NAME		
OR		
9b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S) / INITIAL(S)
		SUFFIX

10. OPTIONAL FILER REFERENCE DATA:

**UCC FINANCING STATEMENT AMENDMENT ADDENDUM**  
FOLLOW INSTRUCTIONS

11. INITIAL FINANCING STATEMENT FILE NUMBER: Same as item 1a on Amendment form		
12. NAME OF PARTY AUTHORIZING THIS AMENDMENT: Same as item 9 on Amendment form		
12a. ORGANIZATION'S NAME		
12b. INDIVIDUAL'S SURNAME		
FIRST PERSONAL NAME		
ADDITIONAL NAME(S) / INITIAL(S)	SUFFIX	
<b>OR</b>		
13. Name of DEBTOR on related financing statement (Name of a current Debtor of record required for indexing purposes only in some filing offices – see Instruction item 13); Provide only one Debtor name (13a or 13b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name); see Instructions if name does not fit		
13a. ORGANIZATION'S NAME		
13b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S) / INITIAL(S)
		SUFFIX
14. ADDITIONAL SPACE FOR ITEM 8 (Collateral):		

**THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY**

<p>15. This FINANCING STATEMENT AMENDMENT: <input type="checkbox"/> covers timber to be cut <input type="checkbox"/> covers as-extracted collateral <input checked="" type="checkbox"/> filed as a fixture filing</p>	
<p>16. Name and address of a RECORD OWNER of real estate described in item 17 (if Debtor does not have a record interest):</p>	<p>17. Description of real estate:</p>

18. MISCELLANEOUS:

Uniform  
Commercial  
Code.

The amendments were adopted.

Mr. Wagner of Chicopee then moved to amend the bill by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make forthwith certain statutory changes to the uniform commercial code, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted.

Bill passed to  
be engrossed,—  
yea and nay  
No. 128.

After remarks on the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays at the request of Mr. Wagner of Chicopee; and on the roll call 152 members voted in the affirmative and 0 in the negative.

**[See Yea and Nay No. 128 in Supplement.]**

Therefore the bill (House, No. 28, amended) was passed to be engrossed. Sent to the Senate for concurrence.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

Next  
sitting.

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

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At one minute before four o'clock P.M., on motion of Mr. Jones of North Reading (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.